IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION

CRIMINAL REVISION APPLICATION NO.363 OF 2006

Mainuddin E. Shaikh ...Applicant

Vs.

Shital Provision Stores & Anr. ...Respondents

Shri Rahul S. Kate for the Applicant.
Shri Kedar S. Panse for the Respondent No.1.
Shri Rajesh More, A.P.P. for the State.

CORAM : A. S. OKA, J.
DATE : SEPTEMBER 22, 2006.

P.C.:

1. Rule. The Advocate for the Respondent No.1 waives service and states that vakalatnama will be filed within a period of one week from today. The learned A.P.P. waives service for the second Respondent. Taken up for hearing forthwith.

2. The Advocates appearing for the Applicant and the first Respondent states that there is an amicable settlement between the parties. Consent terms duly signed by the Advocate for the Applicant, the first Respondent and his Advocate are taken on record and marked "X" for identification. It is stated that the first Respondent is personally present. The Advocates appearing for the parties state that inview of the settlement, necessary order may be passed considering

the provisions of section 147 of the Negotiable Instruments Act, 1881.

3. I have considered the submissions. There is overall settlement between the parties and the parties have agreed to compound the offence. In view of this position, following order is passed:

(i) Rule is made absolute in terms of prayer clause (b).

(ii) The first Respondent is permitted to withdraw the sum of Rs.10,000/- deposited by the Applicant in the Sessions Court at Baramati.

(iii) There will be no orders as to costs.

JUDGE